

RECEIVED
CENTRAL FAX CENTER
OCT 20 2005

SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: 1 571 273 8300

Page 1 of: 3

Attention: Examiner Shi K. Li

From: SMART & BIGGAR

Your file no.: 10/067,910

Reply to Ottawa file no.: 78848-33

P.O. Box 2999, Station D
55 Metcalfe Street, Suite
900
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486

Fax: (613) 232-8440

Date: October 20, 2005

Time:

Certificate of Transmission

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office Fax. No.
(571) 273-8300 on October 20, 2005.

type or printed name of the person signing this certificate

James McGraw (Reg. No. 28,168)

Signature

If there are any transmission problems, please call (613) 232-2486.

Original copy and any enclosures

☐ will

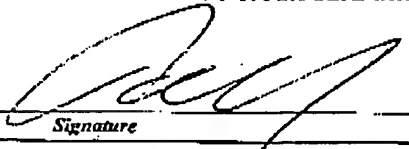
☒ will not

be sent by

☒ mail

☒ courier

The information contained in this transmission is confidential and only for the intended recipient identified above. If you are not the intended recipient, you are hereby notified that any dissemination or use of this communication is unlawful. If you have received this transmission in error, please immediately notify us by telephone (collect). Return the original message to us and retain no copy.

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. 78848-33/wfs	
Applicant(s): DAVID W. BOERTJES ET AL						
Application No. 10/067,910	Filing Date Feb. 8, 2002	Examiner Shi K. Li	Customer No. 07380	Group Art Unit 2633	Confirmation No. 8036	
Invention: METHOD OF WDM CHANNEL TAGGING AND MONITORING, AND APPARATUS						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	4 -	38 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	2 -	8 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-2550 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Signature			Dated: October 20, 2005			
James McGraw (Reg. No. 28,168) SMART & BIGGAR P.O. Box 2999, Station D 900-55 Metcalfe Street Ottawa, Ontario, Canada K1P 5Y6			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence			
Tel: (613) 232-2486 CC:						

P11LARGE/REV09

RECEIVED
CENTRAL FAX CENTER

OCT 20 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/067,910 Confirmation No. 8036
Applicant : DAVID W. BOERTJES, ET
AL.
Filed : February 8, 2002
TC/A.U. : 2633
Examiner : Shi K. Li

Docket No. : 78848-33
Customer No. : 7380

Commissioner for Patents
Alexandria, VA 22313-1450
U.S.A.

Dear Sir:

In response to the Office Action mailed September 20, 2005, Applicant hereby elects the claims of Group I, namely claims 1 to 3 and 15, for further prosecution on the merits.

Applicant reserves the right to prosecute the claims of Group II in a divisional application.

Respectfully submitted,

DAVID W. BOERTJES, ET AL.

By



James McGraw

Reg. No. 28,168

Tel.: (613) 232 2486 x 310

Date: October 20, 2005
JMC:bbp